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EXPEDITED PROCEDURE – EXAMINING GROUP 2144

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Brian C. Gebhardt et al.	Examiner:	Greg C. Bengzon
Serial No.:	09/843,614	Group Art Unit:	2144
Filed:	April 25, 2001	Docket No.:	2050.019US1
Title:	SYNCHRONOUS UPDATING OF DYNAMIC INTERACTIVE APPLICATIONS		

APPELLANTS' BRIEF ON APPEAL

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Appeal Brief is presented in support of the Notice of Appeal to the Board of Patent Appeals and Interferences, mailed on August 1, 2005 (received by the USPTO on August 4, 2005), from the Final Rejection of claims 1-41 of the above-identified Application, as set forth in the Final Office Action mailed on May 31, 2005, and the Advisory Action mailed on October 4, 2005.

The Commissioner of Patents and Trademarks is hereby authorized to charge Deposit Account No. 19-0743 in the amount of \$500.00 which represents the requisite fee set forth in 37 C.F.R. § 41.2(b)(2). The Appellant respectfully requests consideration and reversal of the Examiner's rejections of the pending claims.

APPELLANTS' BRIEF ON APPEAL

Serial Number: 09/843,614

Filing Date: April 25, 2001

Title: SYNCHRONOUS UPDATING OF DYNAMIC INTERACTIVE APPLICATIONS

Assigner: Wink Communications, Inc

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8. SUMMARY

It is respectfully submitted that no *prima facie* case of obviousness under 35 U.S.C. §103 has been established by the Office. Therefore, it is respectfully requested that the rejections of claims 1-41 be reconsidered and withdrawn. The Appellants respectfully submits that all of the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone the Appellants' attorney, Lucinda Price (352) 373-8804 (Gainesville, Florida), to facilitate prosecution of this Application. If necessary, please charge any additional fees or credit overpayment to to Deposit Account No. 19-0743.

Respectfully submitted,

BRIAN C. GEBHARDT ET AL.


By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938

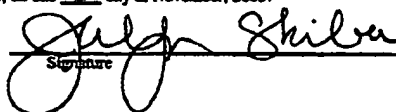
Minneapolis, Minnesota 55402

Date Nov. 2, 2005

By 
Lucinda G. Price
Reg. No. 42,270

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 2 day of November, 2005.

JACLYN SKIBA
Name


Signature